



RECEIVED
FEB 20 2001

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/713,763	11/15/2000	Ib Mendel-Hartvig	10806-105

24256
DINSMORE & SHOHL, LLP
1900 CHEMED CENTER
255 EAST FIFTH STREET
CINCINNATI, OH 45202

FORMALITIES LETTER



OC000000005757086

Date Mailed: 02/12/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/23/2001 MYUSUF1 00000054 09713763

01 FC:105

130.00 OP



Docket No.: 10806-105

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Missing Parts; Assistant Commissioner for Patents, Washington, DC 20231 on March 20, 2001.

Rebecca E. Mains

#section
PATENT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Ib Mendel-Hartvig et al : Paper No.:
Serial No.: 09/713,763 : Group Art Unit: 1653
Filing Date: November 15, 2001 : Examiner:
For: **Assay Device and Use Thereof**

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated February 12, 2001, submitted herewith is a Declaration and Power of Attorney signed by the inventors.

The \$130 for the government surcharge for late filing of the Declaration is submitted herewith by check. Please charge any additional fees required in connection with this or any of the enclosed communications to Deposit Account No. 04-1133.

A copy of the Notice to File Missing Parts of Nonprovisional Application is also enclosed.

Respectfully submitted,

By Holly D. Kozlowski
Holly D. Kozlowski, Reg. No. 30,468
Attorney for Applicants

DINSMORE & SHOHL LLP
1900 Chemed Center
255 East Fifth Street
Cincinnati, OH 45202
(513) 977-8568